

March last 1761 - - - - 01

well and truly to be made the said John D. D. bind himself firmly by these Presents to be to the said John D. D. at the time required the sum of three pounds Two Shillings and six pence (or Money) up to the said Osterbridge to be paid but the same to him to pay him altogether hath defrauded and still doth deny all the same sum to be otherwise than the same day and year aforesaid at the County of T. and after since that time by the said Osterbridge was Required Whereupon the said Osterbridge says he is None and hath Damages to the Value of Ten Pounds (£10) Money of Maryland Whereof he brings suit for.

Bethel V. J. Dec 8/61. The Plaintiff

A copy of the foregoing Declaration was made and sent to be served on the defendant for speedy trial All the day before the said Osterbridge attorney by his Attorney & the Sheriff to John Dennis Esq: have Retained him And then the said John Weatherly whose body have at this day he had ready to Answer the said Osterbridge attorney of the place to him it was commanded And further the same Sheriff Retained H. J. he had sent the said John Weatherly with a copy of the foregoing Declaration according to Act of Assembly in such Case provided

Whereupon the said John Weatherly at the Request of the said Osterbridge attorney is desirous to give special Rule to the Action of the said Osterbridge attorney against Weatherly for want of service sent in his proper person undertaken for the said John Weatherly that if it should happen that Judgment in the place of the Plaintiff be given for the said Osterbridge attorney Against the said Weatherly that he the said John Weatherly should be bound to pay that he the said John Weatherly should pay and satisfy unto the said Osterbridge attorney the sum of £10 and thereupon or Rands his body in Execution of such Judgment to the Sheriff of the County of Dorset his further therefore that he the said Joseph Weatherly will do the same for him &

And the said John Weatherly in his proper person hath Depended thereon Desiring hereto to And pay Leave therefor to appear before the said Plaintiff to be held Business Court on the 1<sup>st</sup> Day of March next following & he hath so and the same day is given to the said Osterbridge attorney & C.

At which Day have been caused the said Osterbridge attorney by his Attorney & or the said John Weatherly in his proper person and the said Osterbridge attorney pray that the said John Weatherly to his Satisfaction may Answer Whereupon the same John hath until the 1<sup>st</sup> Day in May next to him Given by the Court his Indemnity unto the said Osterbridge in the said place And whereupon the said John Weatherly at the same day hath agreed with the said Osterbridge in the said place to the said John Weatherly to Answer him not more with anything for himself in case of execution of the Judgment of the said Osterbridge by which the same Osterbridge Remains thereof Against the said John Weatherly unexecuted

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